IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 14766 of 2004

Between:

G.Kumar, S/o Babaiah, R/o H.No.2-62, Gachibowli, Serilingampally, Serilingampally mandal, Ranga Reddy District

..... PETITIONER

AND

1 The Station House Officer, Madhavpur Police Station, Madhavpur, Ranga Reddy District
2 Sri K.Surender Rao, S/o Madhavpur Police Station, Madhavpur, Ranga Reddy District
3 Sri P.Raja Ratnam, S/o Madhavpur Police Station, Madhavpur, Ranga Reddy District
4 The Commissioner of Police/ Superintendent of Police, Cyberabad Police, Ranga Reddy District, Lakdikapul, Hyderabad
5 The Director General of Police, Police Department, A.P. Lakdikapul, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order, or Direction, more particularly one in Nature of Writ of Mandamus directing the respondents 2 & 3 from interfering with the peaceful possession of the Petitioner in Sy.No.32 of Sidiq Nagar, Gachi bowli, Serilingampally Mandal, Ranga Reddy District and consequently direct the respondents 4 & 5 to initiate appropriate Departmental Enquiry against Respondent 2 & 3 for aiding and helping land grabbers to grab petitioner's land without any Authority or Jurisdiction in the interest of justice.

Counsel for the Petitioner: MR.B.SUDHAKAR REDDY & ASSOCIATES

Counsel for the Respondent Nos.1, 4 and 5: GP FOR HOME

Counsel for the Respondent Nos.2 and 3: None appeared

The Court at the stage of admission made the following :

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ORDER:

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None appears for the petitioner. Heard the learned Government Pleader for Home.

This writ petition is filed seeking a direction to respondent Nos.2 and 3 not to interfere with the peaceful possession of the petitioner in survey No.32 of Sidiq Nagar, Gachi bowli, Sarilingampally Mandal, Ranga Reddy District, and consequently to direct respondent Nos.4 and 5 to initiate appropriate departmental enquiry against respondent Nos.2 and 3 for aiding and helping land grabbers to grab petitioner's land without any authority or jurisdiction.

Respondent No.1 filed counter-affidavit denying the averments made in the affidavit filed in support of the writ petition. It is stated that the petitioner has neither approached respondent Nos.2 and 3 herein nor was he ever detained or confined in the police station by respondent Nos.2 and 3 at any point of time and as such, the question of the petitioner showing Xerox copies of this court orders does not arise. It is stated that the petitioner without approaching any police authority and without there being any cause of action, filed the writ petition with false and baseless allegations. It is stated that respondent Nos.2 and 3 have never interfered with the possession of the petitioner in survey No.32 of Sidiq Nagar, Gachi Bowli. Thus, he prays to dismiss the writ petition.

Having regard to the above averments in the counter-affidavit filed by respondent No.1, I deem it appropriate to dispose of the writ petition in the following terms.

If the petitioner has any grievance against respondent Nos.2 and 3, it is open for him to file a complaint against them before respondent No.4-Commissioner of Police, Cyberabad, Ranga Reddy District, and on such filing, respondent No.4 is directed to enquire into the same and take appropriate action in accordance with law. Accordingly, the writ petition is disposed of. No costs.

N.V. RAMANA, J

Date: 26-4-2005

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Station House Officer, Madhavpur Police Station, Madhavpur, Ranga Reddy District
Madhavpur Police Station, Madhavpur, Ranga Reddy District
2 The Commissioner of Police/ Superintendent of Police, Cyberabad Police, Ranga Reddy District, Lakdikapul, Hyderabad
3 The Director General of Police, Police Department, A.P. Lakdikapul, Hyderabad

4 Two Ccs. to the Government Pleader for Home, High Court Buildings, A.P., Hyderabad (OUT).

5 Two CD copies

*Form-NIC-OGS/WP{**VSR**}*